Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

## ORIGINAL

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 09-0437

STATE OF MONTANA,

Plaintiff and Appellee,

FILED

ν.

MELVIN MATSON,

Ed Smith

STATE OF MONTANA

NOV 2 4 2009

Defendant and Appellant.

## **ORDER**

Upon consideration of Appellant's motion for extension of time, and good cause appearing therefore,

IT IS HEREBY ORDERED that Appellant is granted an extension of time to and including February 27, 2010, within which to prepare, file, and serve its opening brief on appeal.

William Deug

DATED this 24<sup>th</sup> day of November, 2009.

**ORDER**